UNITED STATES DISTRICT COURT DISTRICT OF NEW HAMPSHIRE

APPEARANCE

Case Number: MDL Docket 02-1335-PB

To the Clerk of this court and all parties of record:

ERISA Action

Enter my appearance as counsel in this case for Defendant Mark Foley

Lecreity that I am admitted to practice in this court

October 24, 2006

Date

[/s/]
Signature
Paul J. Fishman

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CERTIFICATE OF SERVICE

I hereby certify that this Appearance was served on the following persons on this date and in the manner specified herein:

Electronically Served Through ECF: [Names of Filing Users]

Conventionally Served:

[Name and Address of Non-Filing Users]

October 24, 2006

Date

[/s/]

Signature